

MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND TENTH LEGISLATURE

Legislative Document

No. 1118

H. P. 942

House of Representatives, March 5, 1981

Referred to the Committee on Aging, Retirement and Veterans. Sent up for concurrence and ordered printed.

EDWIN H. PERT, Clerk

Presented by Representative Kelleher of Bangor.

Cosponsors: Representative Lund of Augusta, Representative Murphy of Kennebunk and Representative Nelson of Portland.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND EIGHTY-ONE

AN ACT Relating to Retirement for Justices and Judges.

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. 4 MRSA § 5, first ¶, first sentence, as last amended by PL 1971, c. 64, § 1, is further amended to read:

Any Justice of the Supreme Judicial Court who resigns his office or ceases to serve at the expiration of any term thereof, after attaining the age of 70 years and after having served as a justice on either the Supreme Judicial Court or the Superior Court, or both, for at least 7 years, or after attaining the age of 65 years and after having served as a justice on either of ~~said~~ those courts, or both, for at least 12 years, **or after attaining the age of 60 years and after having served as a justice on either of those courts, or both, for at least 20 years**, shall receive annually during the remainder of his life, whether or not he is appointed an Active Retired Justice as provided in section 6, an amount equal to 3/4 of the currently effective annual salary of a Justice or Chief Justice of the Supreme Judicial Court, as the case may be, to be paid in the same manner as the salaries of the justices of ~~said~~ that court are paid.

Sec. 2. 4 MRSA § 103, first ¶, first sentence, as last amended by PL 1975, c. 285, is further amended to read:

Any Justice of the Superior Court who resigns his office or ceases to serve at the expiration of any term thereof, after attaining the age of 70 years and after having served as such justice or judge on either the Superior Court or the District Court, or both, for at least 7 years, or after attaining the age of 65 years and after having served as such justice or judge on either the Superior Court or the District Court, or both, for at least 12 years, **or after attaining the age of 60 years and after having served as a justice or judge on either of those courts, or both, for at least 20 years,** shall receive annually during the remainder of his life an amount equal to 3/4 of the currently effective annual salary of a Justice of the Superior Court, to be paid in the same manner as the salaries of the justices of ~~said~~ that court are paid.

Sec. 3. 4 MRSA § 157-A, first ¶, first sentence, as enacted by PL 1973, c. 417, § 2, is amended to read:

Any Judge of the District Court who resigns his office or ceases to serve at the expiration of any term thereof, after attaining the age of 70 years and after having served as such judge for at least 7 years, or after attaining the age of 65 years and after having served as such judge for at least 12 years, **or after attaining the age of 60 years and having served as such judge for at least 20 years,** shall receive annually during the remainder of his life an amount equal to 3/4 of the currently effective annual salary of a Judge of the District Court, to be paid in the same manner as the salaries of the judges of ~~said~~ that court are paid.

STATEMENT OF FACT

This bill permits Justices of the Supreme Judicial Court or Superior Court, and Judges of the District Court to retire upon reaching the age of 60 if they have served on the bench for 20 years.